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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
 Sherman et al.) Before the Examiner
) James L. Swiger III
)
 Serial No. 10/690,451)
) Group Art Unit 3733
 Filed October 21, 2003)
)
 DYNAMIZABLE ORTHOPEDIC)
 IMPLANTS AND THEIR USE IN) January 11, 2007
 TREATING BONE DEFECTS)

RESPONSE TO NON-FINAL OFFICE ACTION

Mail Stop Amendment
 Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated August 11, 2006, Applicants respectfully request consideration of the accompanying remarks.

Fees sufficient for examination of 3 independent claims and 46 total claims have been remitted for this application. Following entry of this amendment, 3 independent claims and 53 total claims will be pending. Accordingly, fees in the amount of \$350 for examination of seven additional total claims are being filed herewith. In addition, a request for a two-month extension of time is being filed herewith, along with the required fee. Please charge any additional fees that may be due, or credit any overpayment, to Deposit Account No. 23-3030, not including any issue fees that are or may become due.

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RESPONSE TO OFFICE ACTION
 Application Serial No.: 10/690,451
 Attr. Docket No. 4002-3274
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11 January 2007

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Name of Registered Representative



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